

HOUSE BILL No. 1816

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-11-5-4.

Synopsis: Inmate recreation time. Requires the department of correction to provide inmates with an opportunity for one hour of exercise in each of at least five days of each week instead of 1/2 hour of daily exercise.

Effective: July 1, 2001.

Turner, Tinch

January 17, 2001, read first time and referred to Committee on Courts and Criminal Code.

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First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE BILL No. 1816

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 11-11-5-4 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 4. The department may
3 not impose the following as disciplinary action:

4 (1) Corporal punishment.

5 (2) Confinement without an opportunity for at least ~~one-half (1/2)~~
6 **one (1)** hour of ~~daily~~ exercise **in each of at least five (5) days of**
7 **each week** outside of immediate living quarters, unless the
8 department finds and documents that this opportunity will
9 jeopardize the physical safety of the offender, or others, or the
10 security of the facility or program.

11 (3) A substantial change in heating, lighting, or ventilation.

12 (4) Restrictions on clothing, bedding, mail, visitation, reading and
13 writing materials, or the use of hygienic facilities, except for
14 abuse of these.

15 (5) Restrictions on:

16 (A) medical and dental care;

17 (B) access to courts, unless a committed person has brought a



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1 claim in a state or an administrative court, that the court
2 determines to be frivolous, unreasonable, or groundless;
3 (C) access to legal counsel, government officials, or grievance
4 proceedings; and
5 (D) access to personal legal papers and legal research
6 materials.
7 (6) A deviation from the diet provided to other committed persons
8 in that facility or program.
9 (7) Extra work exceeding a total of twenty (20) hours for one (1)
10 rule violation, or exceeding four (4) hours in any twenty-four (24)
11 hour period.

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